

Message

From: Stein, Kathie [Stein.Kathie@epa.gov]
Sent: 2/26/2015 11:35:08 PM
To: Logan, Paul [Logan.Paul@epa.gov]
CC: Ward, W. Robert [Ward.Robert@epa.gov]
Subject: Re: Case projections

Thanks for the response!

Sent from my iPhone

On Feb 26, 2015, at 6:31 PM, "Logan, Paul" <Logan.Paul@epa.gov> wrote:

Judge Stein,

In response to your email, below are the Region 8 matters that might lead to EAB permit appeals between now and the end of the fiscal year:

- <!--[if !supportLists]--><!--[endif]-->Two UIC permits (a class III area permit and a class V area permit) concerning the proposed Dewey Burdock uranium mine, which may be issued before the end of the fiscal year.
- <!--[if !supportLists]--><!--[endif]-->One UIC permit for a class II well, which was the subject of EAB Appeal No. UIC 14-191. The EAB recently granted EPA's motion for voluntary remand, and dismissed the case. EPA is now reconsidering its action, and expects to take final action before the end of the fiscal year. It is possible that EPA's final action will be appealed to the EAB, either for issuing or denying a permit.
- <!--[if !supportLists]--><!--[endif]-->Two related Clean Air Act permits for the Deseret coal fired power plant could be appealed – a Title V operating permit and a PSD correction permit. The Title V permit has been issued and appealed in the case of Part 71 Permit Appeal Nos. CAA 15-01, 15-02, and these appeals have been stayed pending ADR. If these appeals are not settled, litigation will continue. EPA has also proposed to issue a PSD correction permit. It is possible that EPA's final action will be appealed to the EAB, either for issuing or not issuing a PSD correction permit.
- <!--[if !supportLists]--><!--[endif]-->Five NDPES permits for oil and gas wells on the Wind River Reservation in Wyoming will likely be issued by the end of the fiscal year, and all five may be appealed.

Paul Logan

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From: Stein, Kathie
Sent: Thursday, February 19, 2015 2:20 PM
To: OGC RCs and DRCs
Subject: Case projections

I would appreciate it if each region could send me an email stating whether they anticipate any EAB appeals being filed between now and the end of the third quarter or the end of the fiscal year. This helps us for planning purposes. I don't need the case name but the type of appeal would be helpful. Thanks so much. Kathie Stein